

CARNEY
BADLEY
SMITH &
SPELLMAN

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& CHEM. MGMT.

WA 2302
11-23-99

LAW OFFICES
A PROFESSIONAL SERVICE CORPORATION

701 FIFTH AVENUE, SUITE 2200
SEATTLE, WA 98104-7091
FAX (206) 467-8215
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4c

MEMORANDUM OF TRANSMITTAL

File No.

Date: November 23, 1999

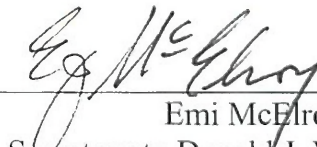
To: Mr. James Sikorski, Manager
RCRA Compliance Unit
U.S. Environmental Protection Agency

Re: Notice of Violation
Rhone-Poulenc, Inc., Marginal Way Facility
WAD 00928-2302

As referenced in our letter to you of November 19, 1999, enclosed is an original declaration signed by Alan Carey. Feel free to call should you have any questions.

CARNEY BADLEY SMITH & SPELLMAN, P.S.

By



Emi McElroy
Secretary to Donald J. Verfurth, Esq.

/em

NOV 24 1999

OFFICE OF WASTE
& CHEM. MGMT.

1 UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
2 REGION 10
3 1200 SIXTH AVENUE
4 SEATTLE, WASHINGTON

5 IN THE MATTER OF:

6 Rhone-Poulenc, Inc.
(now known as Rhone-Poulenc Ag Company, Inc.)
7 Rhodia, Inc.
8 Container Properties, L.L.C.
9 Marginal Way Facility
Seattle, WA
(WAD009282302),

U.S. EPA Docket No.
1091-11-20-3008(h)

Date of Alleged Violation: October 8, 1999

DECLARATION OF ALAN CAREY

10 Respondents,

11 Proceeding Under Section 3008(h) of the Solid
12 Waste Disposal Act, commonly known as the
13 Resource Conservation and Recovery Act, as
14 amended, 42 U.S.C. Section 692(h),

15
16 **DECLARATION OF ALAN CAREY**

17 I, ALAN CAREY, hereby declare and state as follows:

18 1. I am employee of AGI Technologies, Inc. and have been assigned to the Container
19 Properties, L.L.C. interim remedial action project. I am responsible for AGI's activities on the
20 former Rhone-Poulenc site.

21 2. On October 8, 1999 I arrived at the site at 7:30 a.m. I placed a "Hazardous Waste"
22 label on one container which was to be used for the accumulation of hazardous waste. I also
23 marked the label with an accumulation start date of October 8, 1999.
24
25

DECLARATION OF ALAN CAREY - 1


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3. I left the site at 8:00 a.m. At the time of my departure, the other container used for "Hazardous Waste" also had a "Hazardous Waste" label on it, with an accumulation start date of October 5, 1999. No other containers were being used for the accumulation of hazardous waste.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

DATED 11/18, 1999, at Bellevue, Washington.


ALAN CAREY

DECLARATION OF ALAN CAREY - 2

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